

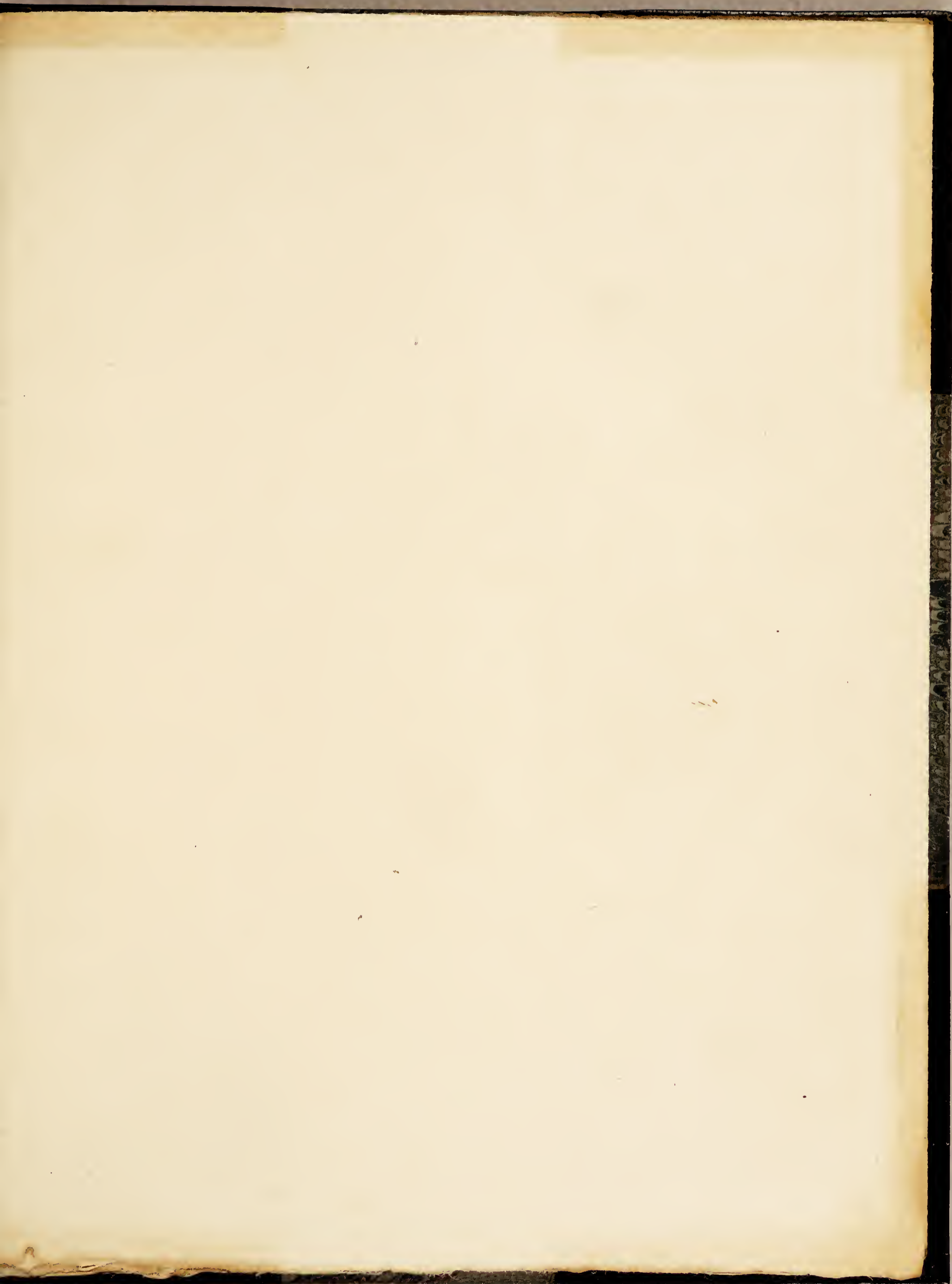


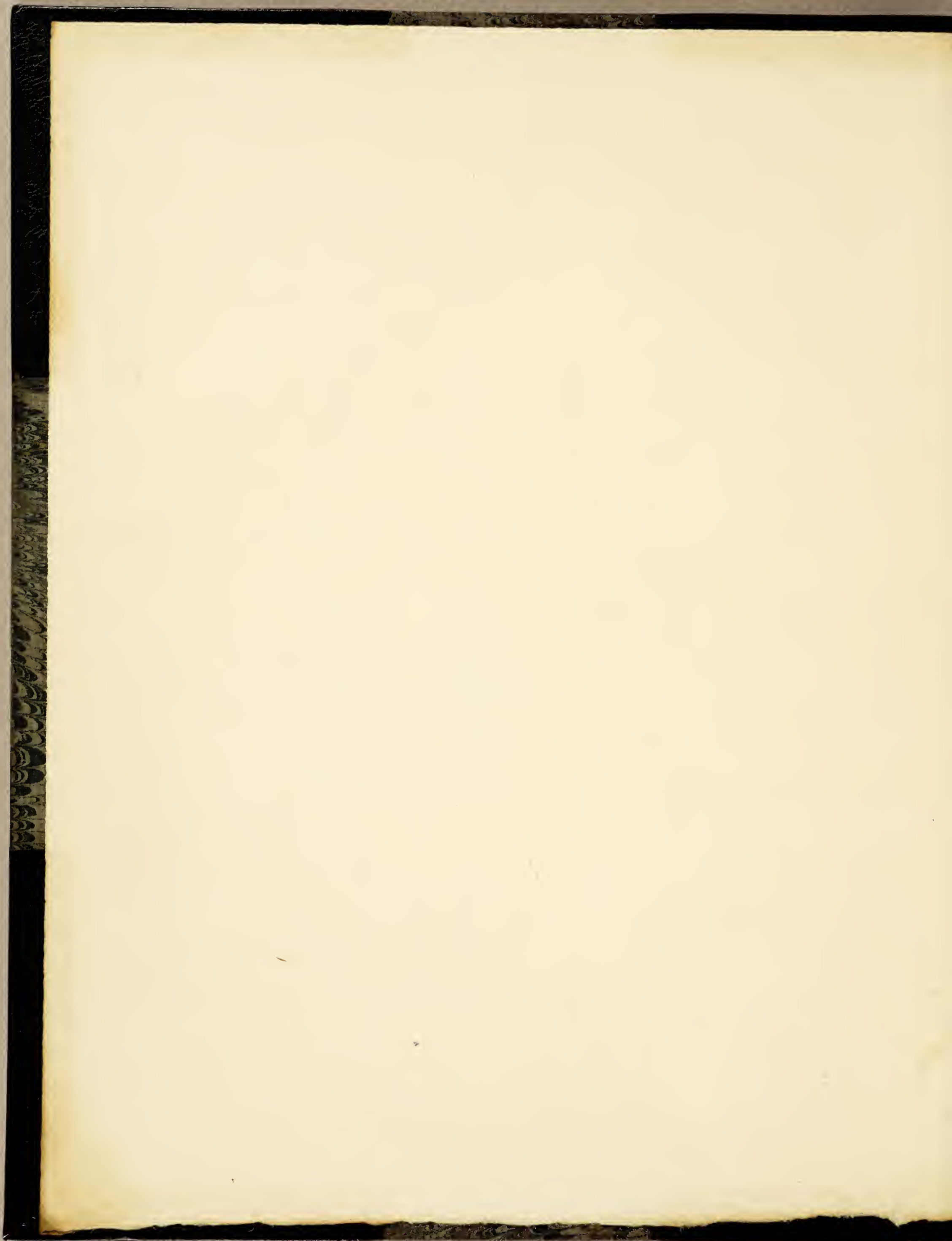
A32a

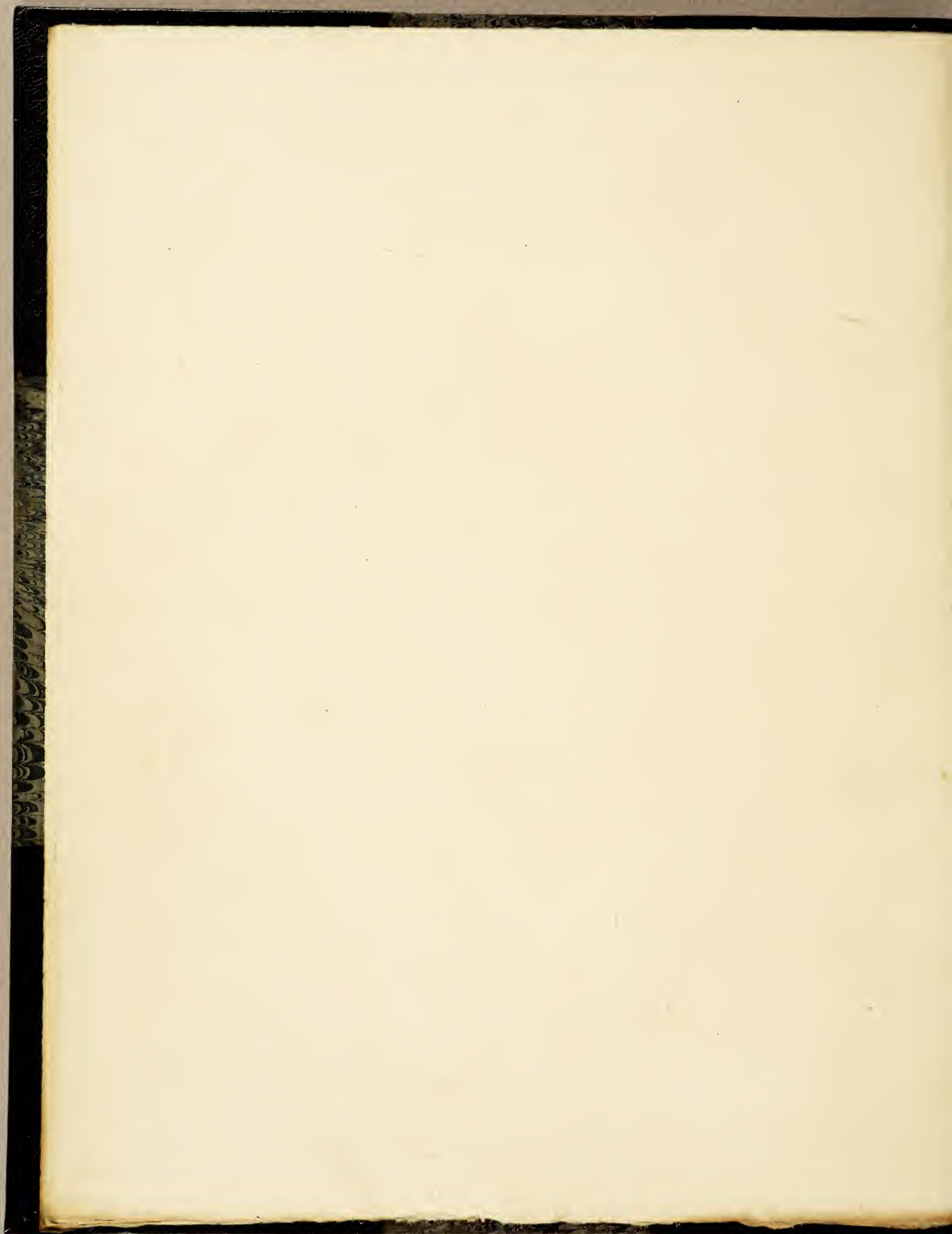
Print in H. Williams



John Carter Brown
Library
Brown University







A
P A T E N T
F O R
P L Y M O U T H
I N
New-England.

To which is annexed,
Extracts from the Records of that
Colony, &c. &c.

BOSTON; NEW-ENGLAND: Printed by Jor
1751.

PART I

FOR

THE

IN

THE

PPCJCH

THE

THE

THE

(2)

New-Plymouth PATENT, &c.



D all to whom
these Presents shall come,
Greeting.

W H E R E A S our late Sovereign Lord King JAMES, for the Advancement of a Colony and Plantation in the Country called or known by the Name of New-England in America, by His Highness Letters Patents under the Great Seal of England, bearing Date at Westminster, the third Day of November, in the Eighteenth Year of his Highness Reign of England, &c. Did Give, Grant and Confirm unto the Right Honourable Lodowick late Lord Duke of Lenox, George late Lord Marquis of Buckingham, James Marquis Hamilton, Thomas Earl of Arundel, Robert Earl of Warwick, Sir Ferdinando Gorges, Knt. and diverse others, whose Names are expressed in the said Letters Patents, and their Successors, That they should be one Body Politick and Corporate perpetually consisting of Forty Persons ; and that they should have perpetual Succession, and one common Seal to serve for the said Body ; and that they and their Successors should be incorporated, called and known by the Name of the Council established at Plymouth, in the County of Devon, for the planting ruling, ordering, and governing of New-England in America : And further also, of his special Grace, certain Knowledge and mere Motion, Did Give, Grant and Confirm unto the said President and Council and their Successors forever ; under the Reservations, Limitations and Declarations in the said Letters Patents expressed, ALL that Part and

Portion of the said Country now called New-England, in America, scituate, lying and being in Breadth from Forty Degrees of Northerly Latitude from the Equinoctial Line, to Forty-eight Degrees of the said Northerly Latitude inclusively, and in Length of and in all the Breadth aforesaid, throughout the Main Land from Sea to Sea ; Together also, with all the firm Lands, Soils, Grounds, Creeks, Inletts, Havens, Ports, Seas, Rivers, Islands, Waters, Fishings, Mines, Minerals, as well Royal Mines of Gold and Silver, as other Mines and Minerals, precious Stones, Quarries, and all and singular the Commodities, Jurisdictions, Royalties, Priviledges, Franchises. and Prebeminencies, both within the said Tract of Land lying upon the Main, as also within the said Islands and Seas adjoining ; To Have, hold, possess and enjoy, All and singular the aforesaid Continent, Lands, Territories, Islands, Hereditaments and Premises, Sea, Waters, Fishings, with all and all Manner their Commodities, Royalties, Priviledges, Prebeminences and Profits that shall arise from thence, with all and singular their Appurtenances, and every Part and Parcel thereof, unto the said Council and their Successors and Assigns for ever, To be Holden of His Majesty, his Heirs and Successors, as of his Manor of East-Greenwich, in the County of Kent, in free and common Soccage, and not in Capite nor by Knight's Service ; Yielding and paying therefore to the said late King's Majesty, his Heirs and Successors, the Fifth Part of the Ore of Gold and Silver, which from Time to Time, and at all Times from the Date of the said Letters Patents shall be there gotten, had, and obtained, for and in respect of all and all manner of Duties, Demands and Services, whatsoever to be done, made and paid unto his said late Majesty, his Heirs and Successors, as in and by the said Letters Patents, amongst sundry other Priviledges, and Matters therein contained, more fully and at large it doth and may appear ;

Now,

Know Be, That the said Council, by Vertue and Authority of His said late Majesty's Letters Patents, and for and Consideration, That William Bradford, and his Associates, Have for these Nine Years, lived in New-England, aforesaid ; and have there Inhabited and Planted a Town called by the Name of New-Plymouth, at their own proper Costs and Charges ; and now seeing, That by the special Providence of GOD, and their extraordinary Care and Industry, they have increased their Plantation to near Three Hundred People ; and are upon all Occasions

Occasions able to relieve any new Planters, or other His Majesty's Subjects, who may fall upon that Coast ; HAVE Given, Granted, bargained, sold, enfeoffed, allotted, assigned and set over, and by these Presents DO clearly and absolutely Give, grant, bargain, sell, aliene, enfeoff, allot, assign and confirm, unto the said *William Bradford*, his Heirs, Associates and Assigns, ALL that Part of *New-England*, in *America* aforesaid, and Tract and Tracts of Land that lye within, or between, a certain Rivulet or Rundlett, there commonly called *Coahasset* alias *Conahasset* towards the North ; and the River commonly called *Narragansett* River, towards the South, and the great Western Ocean towards the East, and between and within a strait Line directly extending up into the main Land, towards the West ; from the Mouth of the said River, called *Narragansett's* River, to the utmost Limits and Bounds of a Country or Place in *New-England*, commonly called *Pocanacutt*, alias *Sawomset*, Westward, and another like strait Line, extending it self directly from the Mouth of the said River called *Coahasset*, alias *Conahasset*, towards the West, so far up into the main Land, Westward, as the utmost Limits of the said Place or Country, commonly called *Pocanacutt* alias *Sawomset* do extend, together with one half of the said River called *Narragansett*, and the said Rivulett or Rundlett called *Coahasset* alias *Conahasset*, and all Lands, Rivers, Waters, Havens, Creeks, Ports, Fishings, Fowlings, and all Hereditaments, Profits, Commodities, and Emoluments whatsoever, situate, lying and being or arising within or between the said Limits and Bounds, or any of them.

AND FORASMUCH as they have no convenient Place either of Trading or Fishing within their own Precincts, whereby (after so long Travel and great Pains) so hopeful a Plantation may subsist, as also that they may be encouraged the better to proceed in so pious a Work which may especially tend to the Propagation of Religion, and the great Increase of Trade to his Majesty's Realms, and Advancement of the publick Plantation ;

The said Council HAVE further given, granted, bargained, sold, enfeoffed, allotted, assigned and set over, and by these Presents, DO clearly and absolutely give, grant, bargain, sell, aliene, enfeoff, allot, assign and confirm unto the said *William Bradford*, his Heirs, Associates and Assigns, ALL that Tract of Land, or Part of *New-England* in *America* aforesaid, which lyeth within or between, and extendeth it self from the utmost Limits of *Cobbiseconte* alias *Cobbiseconte*, which adjoineth to the River of *Kenebeck* alias *Kenebekike* towards the Western Ocean, and a Place called the Falls at *Nequamkike* in *America* aforesaid, and

and the Space of fifteen English Miles on each Side of the said River, commonly called *Kenebeck* River, and all the said River called *Kenebeck*, that lyes within the said Limits and Bounds, Eastward, Westward, Northward, or Southward, last abovementioned, and all Lands, Grounds, Soils, Rivers, Waters, Fishings, Hereditaments and Profits whatsoever, situate, lying and being, arising, happening or accruing, or which shall arise happen or accrue in or within the said Limits and Bounds or either of them, together with free Ingrefs, Egrefs and Regrefs with Ships, Boats, Shallops and other Vessels from the Sea commonly called the Western Ocean to the said River called *Kenebeck*, and from the said River to the said Western Ocean, together with all Prerogatives, Rights, Royalties, Jurisdctions, Priviledges, Franchises, Liberties and Immunities, and also marine Liberty with the Escheats and Casualties thereof (the Admiralty Jurisdiction excepted) with all the Interest, Right, Title, Claim, and Demand whatsoever, which the said Council and their Successors now have, or ought to have and claim, or may have and acquire hereafter, in or to any the said Portions or Tracts of Land hereby mentioned to be granted, or any the Premises, in as free, large, ample, and beneficial Manner to all Intents, Constructions and Purposes whatsoever, as the said Council by Vertue of his Majesty's said Letters Patents may or can grant.

To Have and to Hold, The said Tract and Tracts of Land, and all and singular the Premises abovementioned to be granted, with their and every of their Appurtenances to the said *William Bradford*, his Heirs, Associates and Assigns forever, to the only proper and absolute Use and Behoof of the said *William Bradford*, his Heirs, Associates and Assigns forever, yielding and paying unto our said Sovereign Lord the King, his Heirs and Successors forever, one fifth Part of the Oar of the Mines of Gold and Silver, and one other fifth Part thereof to the President and Council, which shall be had, possessed and obtained within the Precincts aforesaid, for all Services and Demands whatsoever.

AND the said Council do further grant, and agree to and with the said *William Bradford*, his Heirs, Associates and Assigns, and every of them, his and their Factors, Agents, Tenants and Servants, and all such as he or they shall send and employ about his said particular Plantation, shall and may from Time to Time freely and lawfully go and return, trade and traffick as well with the English as any of the Natives within the Precincts aforesaid, with

with Liberty of Fishing upon any Part of the Sea-Coast and Sea-Shores, of any the Seas or Islands adjacent, and not being inhabited or otherwise disposed of by Order of the said President and Council ; also to import, export and transport their Goods and Merchandize at their Wills and Pleasures, paying only such Duty to the King's Majesty, his Heirs and Successors, as the said President and Council do or ought to pay, without any other Taxes, Impositions, Burdens and Restraints upon them to be imposed.

AND further, The said Council do grant and agree to and with the said *William Bradford*, his Heirs, Associates and Assigns, that the Persons transported by him or any of them, shall not be taken away, employed, or commanded either by the Governour for the Time being of *New-England*, or by any other Authority there, from the Business and Employment of the said *William Bradford*, and his Associates, his Heirs and Assigns, necessary Defence of the Country, Preservation of the Peace, suppressing of Tumults within the Lands, Trials in Matters of Justice by Appeal upon special Occasion only excepted.

ALSO it shall be lawful and free for the said *William Bradford*, his Associates, his Heirs and Assigns, at all Times, hereafter to incorporate by some usual or fit Name and Title, him or themselves or the People there inhabiting under him or them, with Liberty to them and their Successors from Time to Time to frame and make Orders, Ordinances and Constitutions as well for the better Government of their Affairs here, and the receiving or admitting any to his or their Society, as also for the better Government of his or their People and Affairs in *New-England*, or of his and their People at Sea, in going thither or returning from thence ; and the same to put in Execution, or cause to be put in Execution by such Officers and Ministers as he and they shall authorize and depute ; provided that the said Laws and Orders be not repugnant to the Laws of *England*, or the Frame of Government by the said President and Council hereafter to be established.

AND further, It shall be lawful and free for the said *William Bradford*, his Heirs, Associates and Assigns to transport Cattle of all Kind, also Powder, Shot, Ordnance and Ammunition from Time to Time as shall be necessary for their Strength and Safety hereafter, for their several Defence, to encounter, expulse, repel and resist by Force of Arms, as well by Sea as by Land, by all Ways and Means whatsoever.

AND

AND by Vertue of the Authority to us derived by his said late Majesty's Letters Patents, to take, apprehend, sieze, and make Prize of all such Persons, their Ships, and Goods as shall attempt to inhabit or trade with the savage People of that Country, within the severall Precincts and Limits of his and their severall Plantation; or shall enterprize or attempt at any Time, Destruction, ^{Detriment} or Annoyance to his and their said Plantation: the one Moiety of which Goods ~~so~~ ^{be} seized and taken, it shall be lawful for the said *William Bradford*, his Heirs, Associates and Assigns to take to their own Use and Behoof; the other Moiety thereof to be delivered by the said *William Bradford*, his Heirs, Associates and Assigns, to such Officer and Officers as shall be appointed to receive the same for his Majesty's Use.

AND the said Council do hereby Covenant and Declare, That it is their Intent and Meaning for the Good of this Plantation, that the said *William Bradford*, his Associates, his or their Heirs or Assigns, shall Have and enjoy whatsoever Priviledge or Priviledges of what kind soever, as are expressed or intended to be granted in and by his said late Majesty's Patents; and that in as large and ample Manner, as the said Council thereby, now may, or hereafter can grant, (coining of Money excepted) and the said Council for them and their Successors, do Covenant and Grant to and with the said *William Bradford*, his Heirs, Associates and Assigns by these Presents, That they the said Council shall at any Time hereafter, upon Request, at the only proper Costs and Charges of the said *William Bradford*, his Heirs, Associates and Assigns, Do, make, suffer, execute and willingly consent unto any further Act or Acts, Conveyance or Conveyances, Assurance or Assurances whatsoever, for the good and perfect Investing, assuring and conveying and sure making of all the aforesaid Tract and Tracts of Lands, Royalties, Mines, Minerals, Woods, Fishings, and all and singular their Appurtenances, unto the said *William Bradford*, his Heirs, Associates and Assigns, as by him, or them, or his, or their Heirs and Assigns, or his or their Council, learned in the Law, shall be devised, advised and required.

And lastly,

Know We, That ^{we} the said Council have made, constituted, deputed, authorized and appointed Capt. *Miles Standish*, or in his Absence, *Edward Winslow*, *John Howland*, and *John Alden*, or any of them, to be our true and lawful Attorney and Attornies, joyntly and severally in our Name and Stead to enter into the said Tract and Tracts of Land, and other
the

the Premises with their Appurtenances, or into some Part thereof, in the Name of the Whole, for Us, and in our Names to take Possession and Seizin thereof, and after such Possession and Seizin thereof, or of some Part thereof, in the Name of the whole, had and taken ; then for Us, and in our Names to deliver the full and peaceable Possession and Seizin of all and singular the said mentioned to be granted Premises, unto the said *William Bradford*, his Heirs, Associates and Assigns, or to his or their certain Attorney or Attornies in that behalf, ratifying, allowing and confirming All whatsoever our said Attorney shall do in or about the Premises;

In Witness whereof, The said Council, established at *Plymouth*, in the County of *Devon*, for the planting, ruling, ordering and governing of *New-England* in *America*, have hereunto put their Seal, the ~~thirteenth~~ *sixteenth* Day of *January*, in the Fifth Year of the Reign of our Sovereign Lord *Charles* by the Grace of GOD, King of *England*, *Scotland*, *France* and *Ireland*, Defender of the Faith, &c. Anno Domini, 1629.

Ro. Warwick.

(The Seal appending.)

TH E within-named *John Alden*, authorized as Attorney for the within-mentioned Council, having in their Name and Stead entred into some Part of the within-mentioned Traets of Land, and other the Premises, in the Name of the whole ; and for them, and in their Names, taken Possession and Seizin thereof, Did, in the Name of the said Council, deliver the full and peaceable Possession and Seizin of all and singular the within-mentioned to be granted Premises, unto *William Bradford*, for Him, his Heirs, Associates and Assigns, Secundum Formam Chartae.

In Presence of,

James Cudworth

William Clarke

Nathaniel Morton, Secretary.

Recorded and Examined, per *J. Willard*, Secr'y.

Copy as of Record, Attest'r. *J. Willard*, Secr'y.

A true Copy of the original Patent in my
office — Examined By
J. John Cotton Regr.



By the Honourable

SPENCER PHIPS, Esq;

Lieutenant-Governour and Commander in Chief in and over his Majesty's Province of the *Massachusetts-Bay* in *New-England*.

I Do hereby certify, That *Josiah Willard*, Esq; (who has attested the annexed Copy) is Secretary of the aforesaid Province ; And that full Faith and intire Credit is and ought to be given to his Acts and Attestations both in Court and without.

In Testimony whereof, I have caused the *Publick Seal of the Province of the Massachusetts-Bay aforesaid to be hereto affixed ;*

Dated at *Boston*, the Twenty-first Day of *August* 1751, in the Twenty-fifth Year of His Majesty's Reign.

S. P H I P S.

By His Honour's Command,
J. WILLARD, *Secr'y.*

EXTRACTS

From the *Plymouth* RECORDS.

1649.

Bradford, Governour.

*A*T the General Court holden at New-Plymouth, the 8th of June 1649.
A Committee was appointed in the Behalf of the Country, to Treat of
and let out the Trade at Kennebeck, which accordingly on the 4th of
July following they did, as followeth;

*T*HOSE that were appointed by the Court aforesaid to Let the Trade
at Kennebeck, viz. Mr. William Collyare, Capt. Miles Standish, Mr.
Timothy Hatherly, Mr. John Browne, Mr. William Thomas, Mr. James
Cudworth and Constant Southworth; (Mr. John Alden and Robert Waterman
being absent) the 4th of July 1649, Did Let and Set the said Trade of Kene-
beck, unto Mr. William Bradford, Mr. Edward Winslow, Mr. Thomas Prince,
Mr. Thomas Willett and Mr. William Paddy, upon the like Conditions as
formerly they have had it, as it's expressed in Indentures formerly passed
betwixt the Parties aforesaid, for the full Term of Three Years, and Cove-
nants to be drawn betwixt them as formerly.

A true Copy as appears of Record,

Examin'd per Josiah Cotton, Register,

and Keeper of Plymouth Colony Records.

*At the Second Session of the General-Court holden at New-Plymouth the
29th of June 1652. Before, William Bradford, Gent. Governour,
Thomas Prince, Capt. Miles Standish, Timothy Hatherly, John Brown
and John Alden, Gent. Assistants.*

*T*HE Court are willing and do agree to Sell and Let the Trade at Ken-
nebeck, to those that formerly had it, on such Terms as they formerly
had it, if the rest of the Partners, not present, be willing, for three Years;
or so long thereof as they shall stay in the Government: But if they, or any
of them, do depart out of it before the said Term be expired, they are then
to leave it. (See Page 11.)

B 2

At

A true Copy as appears of Record - Examined

Josiah Cotton Regr.

At the General Court hold: at New-Plymouth on the Seventh of March 1653. Before William Bradford, Gent. Governour, Thomas Prince, Miles Standish, Timothy Hatherly, John Brown, John Alden and Thomas Willett, Gentlemen, Assistants.

2. That

W H E R E A S sundry have intrenched upon the Liberties of the Trade belonging to us at Kennebeck ; And, whereas also, Letters Patents have been granted and sent over from the Honourable Court of Parliament and Council of State ; thereby giving and granting unto this Jurisdiction, the aforesaid Liberty of Trade in the aforesaid River, with Inlargement ; as also requiring, that such due Course should be taken, as that the English residing in the said River, should be orderly governed, and carryed on in a way of Peace for their common Good in civil Concernments ;

T H E Court taking the Premises into due and serious Consideration, did constitute, authorise and commissionate Mr. Thomas Prince, one of the honoured Magistrates of this Jurisdiction, with full and ample Power to summon all, and every the Inhabitants, as he shall see meet, dwelling within the aforesaid River of Kennebeck, unto some convenient Place ; to receive from him such Instructions and Orders extant, which he hath received from the aforesaid General Court, full Power to require their Observance of ; with full Power also, to ~~assemble~~ ^{call} unto himself any other Person or Persons whatsoever to be Assistant unto him in the Premises. (Page 41.)

Transcribed from the ancient Records of the late Colony of New-Plymouth, and therewith compar'd, ~~by~~ ^{by} John Cotton
~~or~~ Josiah Cotton, Register, and Keeper of said Records.

INSTRUCTIONS from the General Court, to Thomas Prince, Esq; Commissionated for the Erecting some orderly Government amongst the Inhabitants of the River of Kennebeck.

I. **T** H A T upon their Appearance at his Summons, he tender and require them to take the Oath of Fidelity for the State of England, and this present Government of New-Plymouth.

II. **T** H A T he acquaint them with the Body of Laws of this Government ; our Intention being not to expect their strict Observance of every Thing peculiar to ourselves ; but considering the Distance of the Place, we do allow them Liberty to make choice of such to be Assistant to our Commissioner as he

he shall approve of for the making ^{of} such further Orders as may best conduce to their Welfare.

III. THAT none be allowed for Inhabitants there, but such as will take the Oath of Fidelity as abovesaid.

IV. That such Persons only as have taken the said Oath of Fidelity shall act in the Choice of such as may be Assistant to our Commissioner as aforesaid, in ~~the~~ making and executing such Orders as may be thought fit to be established amongst them; and the said Assistants to act as if they were actually Freemen for the present, until further Order be taken.

THE Oath to be taken of all such Inhabitants as shall be allowed to reside in the Liberties of this Government, at the River of Kennebeck, is as followeth;

YOU shall be true and faithful to the State of *England*, as it is now established; and whereas you chuse at present to reside within the Government of *New-Plymouth*, you shall not do, or cause to be done, any Act or Acts, directly or indirectly, by Land or Water, that shall, or may tend to the Destruction or Overthrow of the Whole or Part of this Government, that shall be ordered, erected or established; but shall contrarywise hinder, oppose and discover such Intents and Purposes as tend thereunto, to those that are in Place for the Time being; that the Government may be informed thereof with all convenient Speed: You shall also submit, and observe all such good and wholesome Laws, Ordinances and Officers as are, or shall be established within the several Limits thereof: So Help you GOD; who is the GOD of Truth and Punisher of Falsehood. (Page 42.)

Transcribed from the ancient Records of the late Colony of New-Plymouth, and therewith compar'd, per Josiah Cotton, Register, and Keeper of said Records.

Government establish'd at Kennebeck, May 23, 1654.

WHEREAS it hath pleased the Right Honourable the Council of State of the Common-Wealth of England, (notwithstanding their many great and weighty Occasions) to take into Consideration the Condition of the English Inhabiting upon, or near adjoining unto the River commonly called Kennebeck, who, by reason of Remoteness from other Jurisdiction, and their own Paucity and Fewness, have not hitherto enjoyed the Benefit of Government, no doubt to the great Grief of all well-affected English;

lish; it hath now pleased the Right Honourable the Council of State, by Authority of Parliament, to confer the Government of the aforesaid Inhabitants upon the Jurisdiction of New-Plymouth, the first Inhabitants and Government in these Parts, as by their Letters-Patents doth appear;

2 In Pursuance whereof; and by Vertue of the aforesaid Authority, granted to William Bradford and his Associates, the said William Bradford, and his Associates at a General Court held at New-Plymouth, gave full Power and Authority to Mr. Thomas Prince, one of the Assistants in the aforesaid Government, for the Settling of a Government upon the said River of Kennebeck; by Vertue whereof the said Thomas Prince issued out a Warrant directed to the Marshall of New-Plymouth, bearing Date the 15th of May 1654, requiring the Inhabitants upon the said River to make their personal Appearance at the House of Thomas Ashley at Merry-Meeting, upon the 23d of that present Month; at which Time and Place the People generally assembled: And after publishing the aforesaid Authority, the Inhabitants, here underwritten, have taken the Oath of Fidelity, viz. Thomas Purchase, Gent. John Stone, Thomas Ashley, John Richards, James Smith, William James, Thomas Parker, John White, John Brown, William Davis, Thomas Weber, Thomas Atkins, James Coale, John Parker, Emanuel Hughs, Alexander Thawyt.

At the same Meeting Mr. Thomas Purchase was chosen by the Persons above-named, and approved by Mr. Thomas Prince, to be an Assistant to the Government in this Part of the Jurisdiction of New-Plymouth; and an Oath administered unto him for the more powerful and lawful Administration in the said Office: And also at the same present Meeting, Mr. Prince hath declared that Lieut. Thomas Southworth, now residing at Cushenage, upon the said River, and such other as shall be sent thither from Time to Time to have the Government of that Family, are also invested into the same Power and Authority, to be Assistant unto the Government in this Part of the Jurisdiction of New-Plymouth aforesaid, for the carrying on of Government Here, according to such good and wholesome Laws as are, and shall be made. — At the same Time, Thomas Ashley was chosen Constable, by the Inhabitants, and sworn to the Execution of his Office. (Page 58, 59.)

Transcribed from the ancient Records of the late Colony
of New-Plymouth, and therewith compar'd,

Att. John Cotton per Josiah Cotton, Register, and Keeper of said Records.

At the General Court held the fifth of March at Plymouth, in the Year 1655. Before William Bradford, Governour, Thomas Prince, William Collier, Timothy Hatherly, John Alden, and Thomas Willett, Assistants.

A Writing appointed to be Recorded.

W H E R E A S at the General Court held at Plymouth, the 4th of October 1655, by Warrant then issued out to the several Towns of this Jurisdiction; the said Towns were required to send in their Minds unto the Court held the Fifth of March 1655, to treat and conclude about the Letting of the Trade at Kennebeck; and that sundry of the said Towns sent in their Deputies for that Purpose, (some of them omitting to send,) They that then appeared, seeing a great Necessity for the speedy Letting of the said Trade; They therefore have agreed, and Set the Trade to Mr. William Bradford, senr. Mr. Thomas Prince, and Capt. Thomas Willett, for the full Term of Seven Years, beginning when the former Term shall be fully expired; they yielding and paying into the Hands of some Man, whom the Country shall appoint for the Receipt thereof, the Sum of Thirty-five Pounds certain, per Annum; and this to be paid in Money, or Moose, or Beaver at Price current: Which Payment is to be made at two several Payments every Year, viz. The one half on the last of April; and the other half on the last of November; during which Term of seven Years above expressed, the said Partners, viz. William Bradford, Thomas Prince and Thomas Willett, have full and free Liberty to improve and employ the said Trade to the best Advantage they can for themselves and the Country: And they the said William Bradford, Thomas Prince and Thomas Willett, do Covenant for themselves and their Executors or Administrators & Assigns, That for such of the said Seven Years as they shall be able out of the Produce of the said Trade to pay other Five Pounds, they promise to give it in the Species above expressed. And they the said William Bradford, Thomas Prince and Thomas Willett, do covenant and engage for themselves, and their Executors, Administrators and Assigns, That at the End of the abovesaid Term of Seven Years, that their Debts of Beaver among the Indians, shall not be above the Number of five Hundred Skins, two Hundred and Fifty of them to be valued at Eight Shillings a Skin, and the other two Hundred and Fifty to be valued at Four Shillings a Skin: And if the Partners that shall then have the Trade, shall not so accept of them, that then the said William Bradford, Thomas Prince and Thomas Willett, they, their Executors, Administrators & Assigns, have hereby Liberty to take the best and fairest Course they can for the procuring in of their said Debts.

Such

Such as appeared for some of the Towns of this Jurisdiction, and acted in the Setting and Letting of the Trade at *Kennebeck*, in behalf of the Country, as is above expressed, were those whose Names are underwritten,

Mr. *William Collier*, Mr. *Timothy Hatherly*, Mr. *John Alden*, Capt. *James Cudworth*, Mr. *Josiah Winslow*, sen^r. Mr. *Edmond Hawes*, for both *Yarmouth* and *Barnstable*, *Constant Southworth*, *Eastham*, sent in their Minds by Writing.

It was further agreed by the Parties above expressed, That Notice should then be forthwith given to the several Towns, that in Case they or any of them should dislike what was done as abovesaid, they should send in their Dislike thereof in fourteen Days after this Court.

A true Copy, as appears of Record, Examined per
John Cotton ~~*Josiah Winslow*~~, *Keeper of Plymouth Colony Records, and Register.*

At the Second Sessions of the General Court, begun at Plymouth, the fifth of June 1655, and holden at Plymouth aforesaid, the Second of July 1655, Before William Bradford, Gent. Governour, William Collier, Timothy Hatherly, John Brown and John Alden, Gent. Assistants.
M *R. Josias Winslow, sen^r, Mr. Josias Winslow, jun^r, Mr. Hinckley, Thomas Clark and Robert Stutson,* are appointed a Committee to meet with the Magistrates, at the next Court of Assistants, to treat with them about the Letting of the Trade at *Kennebeck*, and about Regulating the Disorder of the Government there; as also to take the Accounts of the Treasurer and Mr. *Paddy*, in the behalf of the Country; as also to take order for securing the Country's Powder; and to take order for the mending of *Jones's* River Bridge in the Behalf of the Country.

Transcribed from the ancient Records of the late Colony of New-Plymouth, and therewith compar'd, per
John Cotton ~~*Josiah Winslow*~~, *Register, and Keeper of said Records.*

At the Second Session of the General Court at Plymouth the 3d of July 1656, Before William Bradford, Governour, William Collier, Timothy Hatherly, John Alden and James Cudworth, Assistants.

A T this Court the Committees of the several Townships, were Required to express themselves particularly, Whether they would agree unto that which hath been done in Letting of the Trade at *Kennebeck*, according to the Terms agreed by the Parties, that have Lett it to the Partners, as is expressed in a Deed drawn for that Purpose to which they have given a general Consent in the behalf of their Townships respectively.

The

The Treasurer is appointed in the behalf of the Country annually to receive the Pay for the Rent of the Trade at Kennebeck, for every of the Seven Years.

Transcribed from the ancient Records of the Colony of New-Plymouth, and therewith compar'd, Att. John Cotton per Josiah Cotton, Reg'r, and Keeper of said Records.

At a General Court of Election holden at Plymouth, the seventh Day of June 1659. Before Thomas Prince, Governour, John Alden, Josiah Winslow, Thomas Southworth, William Bradford and Thomas Hinkley, Assistants. &c. —

FOR AS MUCH as we have good Information that Things are in such a Posture at Kennebeck in Reference to some Troubles among the Indians, some of them being slain, some carried away, and thereby also discouraged, that there is a present desisting from their Hunting; and so a Cessation of the Trade, whereby such as have Rented the Trade of the Country, are so far discouraged that they see, and it probably appeareth, that they will not only be disabled for paying the expected Rent; but will be likely to suffer great Losses; and do also fear they may be forced wholly to desist, and to call home their Estate there; whereby the Trade may be indangered to be lost for the future, if some Course be not taken about it;

THE Court do therefore recommend to the severall Townships Consideration, and desire they would depute some Man whom they can betrust, to signify their Minds at the Sitting of the General Court in October next; and impower them to act in the Premises. (P. 164.)

Transcribed from the ancient Records of the late Colony of New-Plymouth, and therewith compar'd, Att. John Cotton per Josiah Cotton, Register, and Keeper of said Records.

At the General Court holden at Plymouth the Third of October 1659, Before Thomas Prince, Governour, William Collier, John Alden, Josias Winslow, Thomas Southworth, William Bradford and Thomas Hinkley, Assistants. &c. —

WH E R E A S by a former Order of Court the severall Towns in this Jurisdiction were required to send in for each Town a Man unto this Court, and to Invest them with full Power in their Behalf, to treat and conclude about Letting of the Trade at Kennebeck; accordingly they did

C

send

send those whose Names are under-written ; For Plymouth, Mr. John Howland ; for Duxboro', Constant Southworth ; for Scituate, Robert Stutton ; for Sandwich, Thomas Tupper ; for Taunton, James Walker ; for Yarmouth, Mr. Edmund Hawes ; for Barnstable, Mr. Thomas Hinkley ; for Marshfield, Lieut. White ; Rehoboth sent in their Minds by Writing ; for Eastham, Richard Sparrow.

W Hereas by Order of Court, bearing Date the Seventh of June 1659. it was recommended to the severall Townships, to send their Deputies impowered to act in the Ordering and Settling of the Trade at Kennebeck, which was much interrupted by reason of some Troubles among the Indians, to the great Discouragement of the present Farmers thereof : In Pursuance of which said Order, The Deputies sent from the severall Townships, upon their serious Consideration of the Matter betruusted with them, have this Sixth Day of October 1659, covenanted and agreed together with the Farmers of the said Trade, viz. Mr. Thomas Prince, Mrs. Alice Bradford, sen^r. Capt. Thomas Willett and Major Josias Winslow, in Manner and Form as followeth viz.

T H A T the Rent of the said Trade for the Year One Thousand six Hundred ~~and~~ Fifty and nine, fully compleat on the First of November next ensuing, be wholly remitted by the Country to the aforesaid Farmers ; and that Ten Pounds in Money be paid unto the Country by the aforesaid Farmers for the Year next ensuing ; during which Time, the Farmers engage to carry on the Trade as formerly : And at the End of the said Term, viz. On the First of November One Thousand six Hundred and Sixty, the said Farmers to leave the said Kennebeck Trade, Free without any Engagement, unto the Country's Dispose as they shall think meet ; not leaving above Five Hundred Skins in any Debts to be required of the Indians ; the which in Case they to whom the Country shall dispose the said Trade, will not give to the aforesaid Farmers Six Shillings a Skin for the said Debts, then it shall be lawful for them by their Agent or Agents to demand and procure the said Debts in such a Way as is the usual Course of obtaining such Debts, without any violent Siezure on them ; the aforesaid Farmers, also engaging not to have any Trade with the Indians there, any longer than to the End of the Term aforesaid, viz. until the First of November 1660.

In Witness Whereof, They have hereunto set their Hands Interchangably, the Day and Date abovesaid,

Thomas Prince
The Mark V of
Mrs. ~~Alia~~ Bradford
Josias Winslow, in the
behalf of the rest.

Constant Southworth
The Mark M of Robt. Stutson
James Walker
Edmond Hawes
Thomas Hinkley
Richard Sparrow
Perigrine White.

Transcribed from the ancient Records of the late Colony
of New-Plymouth, and therewith compar'd, *Att. John Cotton*
~~per Josiah Cotton~~, Register, and Keeper of said Records.

~~At the~~ General Court holden at Plymouth the Sixth of June 1660. Before
Thomas Prince, Governour, William Collier, John Alden, Josias
Winslow, Thomas Southworth, William Bradford and Thomas Hink-
ley, Assistants.

TH E several Towns within this Government having sent in their De-
puties, and impowered them to act for the Country in all Matters re-
lating to the Trade at Kennebeck, they making their Appearance ;

Imprimis, **I**T was agreed, That any former Agreements notwithstand-
ing, it shall be lawful for the Governour and his Partners,
(Things being as they are) to call Home their Estates and
Servants there, when they shall see Cause : And on the other Side, it is also
mutually agreed, That the Country, or any that they shall allow of, may at
present, or when they please, go and make some Beginning of Trade there,
notwithstanding any Bargain with the said Partners to the contrary.

Secondly, It was the Vote of that Committee, if Five Hundred Pounds
Sterling could be obtained for the Country's Interest there, it should be
Sold.

Thirdly, It was by the said Committee refered to the Major, Lieut. Southworth, Mr. Constant Southworth, and Cornett Stutson, and Mr. Josias Winslow, sen^r, or any Three of them being Present, either to ~~sell~~, or otherwise Dispose of the said Trade in the Country's behalf.

The Names of the Committee,

Mr. Josias Winslow, sen^r

Constant Southworth

Mr. Thomas Howes

Richard Higgens

Nathaniel Bacon

~~Robert Stutson.~~

~~Robert Stutson~~
John Willis

William Sabin

Thomas Tupper

Lieut. James Wyate

Nathaniel Warren

Transcribed from the ancient Records of the late Colony of New-Plymouth, and therewith compar'd, ~~per Josiah Cotton~~ *Att. Josiah Cotton*
~~per Josiah Cotton~~, Register, and Keeper of said Records.

IN the Year One Thousand six Hundred sixty-one, the late Colony of New-Plymouth, make Sale of all their Lands, Fifteen English Miles on each Side of Kennebeck River, as express'd in said Patent aforesaid, for the Consideration of Four Hundred Pounds Sterling, to Antipas Boyes, Edward Tyng, Thomas Brattle, and John Winslow, their and every of their Heirs and Assigns for ever, &c. as appears of Records of Plymouth, aforesaid.

Examined and Attested by *Josiah Cotton*

~~Josiah Cotton~~, Register of Deeds, &c.

June Prince, Governour,

IN 1662 ; Whereas it hath been given forth, That Divers have been unsatisfied about the Sale of Kennebeck ; and that an Opportunity is lately presented unto us for the having of it again ; The Deputies having considered thereof ; and finding no Way presenting it self, by their taking of it again, for the Country's better Advantage, have, with one Consent agreed, that they desire not to meddle with it again ; but do Ratify the Sale thereof.

A true Copy as appears of Record, Examined

Josiah Cotton

~~per Josiah Cotton~~, Register,

and Keeper of Plymouth Colony Records.

Extract

*Extract of a Law which was enacted by the late Colony of New-Plymouth
in the Year 1643. (P. 39.)* *Printed Law Book. —*

“ 9th **I** T is also ordered by this Court and the Authority thereof, That no Person, whether Inhabitant of this Government, or other, ~~either~~ shall Purchase, Hire or Receive of Gift of any Indian or Indians any Lands that ly within the Lines of this Colony, &c. ”

“ Neither shall any Person Buy, Hire, or Receive any Wood Timber, of the Indians, without the Courts Allowance, on Pain of Forfeiting five Times the Value thereof, to the Colony's Use, &c. ”

Attest John Cotton Regr.

The Royal Charter granted by their late Majesties King WILLIAM and Queen MARY, for the Province of the *Massachusetts-Bay*, confirms the aforefaid Grant, &c. according to the Purport and Intent thereof,

In the following Words, viz.

— **P**ROvided nevertheless, and we do for Us, our Heirs and Successors grant and ordain, that all and every such Lands, Tenements and Hereditaments, and all other Estates, which any Person or Persons, or Bodies Politick, or Corporate, Towns, Villages, Colleges or Schools, do hold or enjoy or ought to hold and enjoy, within the Bounds aforefaid, by or under any Grant or Estate duly made or granted by any General Court formerly held, or by virtue of the Letters Patents herein before recited, or by any other lawful Right or Title whatsoever, shall be by such Person and Persons, Bodies Politick and Corporate, Towns, Villages, Colleges, or Schools, their respective Heirs, Successors and Assigns forever, hereafter held and enjoyed, according to the Purport and Intent of such respective Grant, under and subject nevertheless to the Rents and Services thereby reserved or made payable, any Matter or Thing whatsoever to the contrary notwithstanding. — It being our further Will and Pleasure, That no Grants or Conveyances of any Lands, Tenements or Hereditaments to any Towns, Colleges, Schools of Learning, or to any private Person or Persons, shall be judged or taken, to be avoided or prejudiced, for, or by reason of any want or defect of Form, but that the same stand and remain in force, and be maintained and adjudged, and have effect in such manner as the same should or ought before the Time of the said recited Judgment, according to the Laws and Rules then and there usually practised and allowed. ’ —

B O S T O N, August 14. 1751.

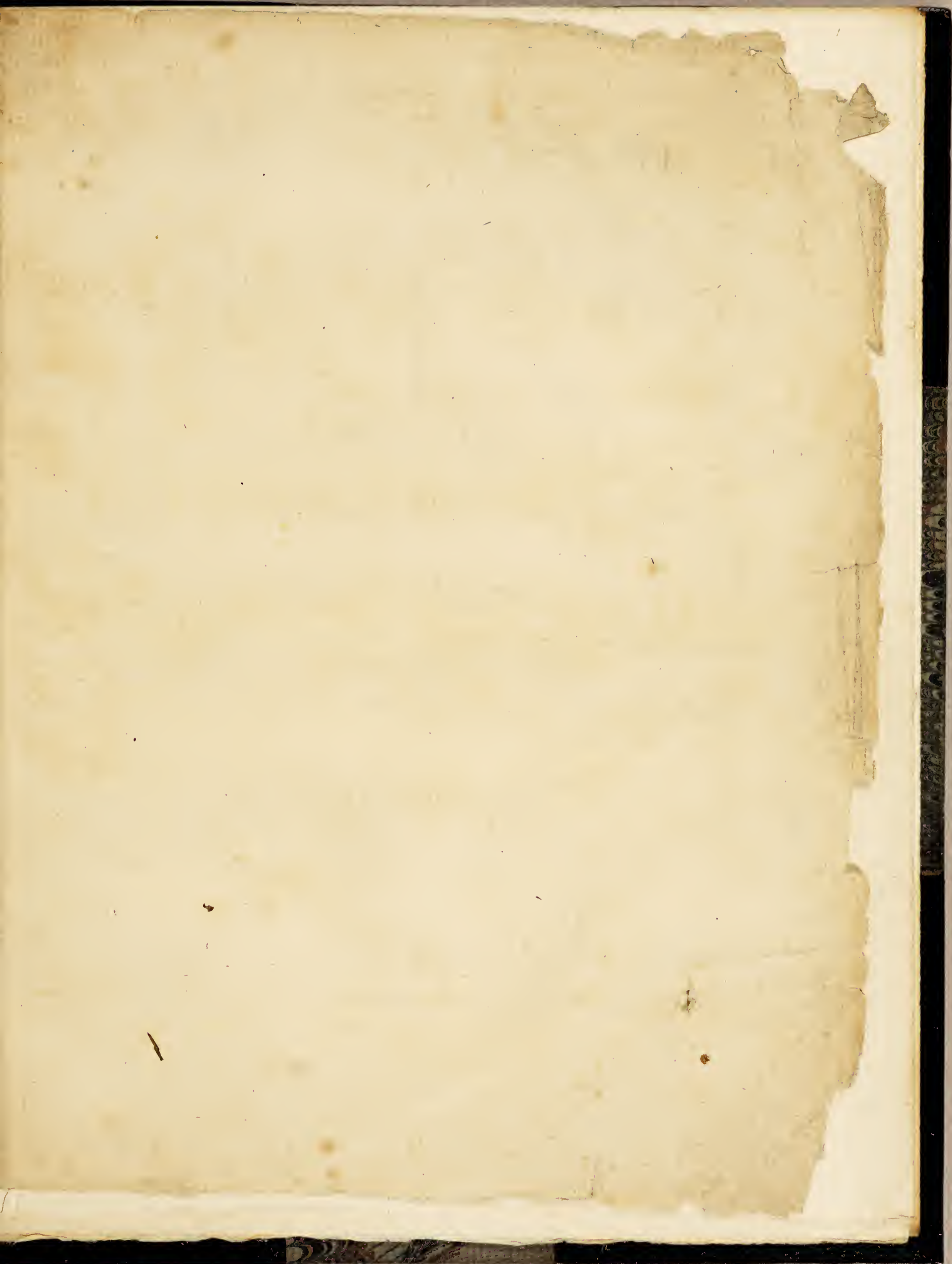
VOTED by the *Plymouth* Proprietors, That the Patent and Records aforesaid be Printed.

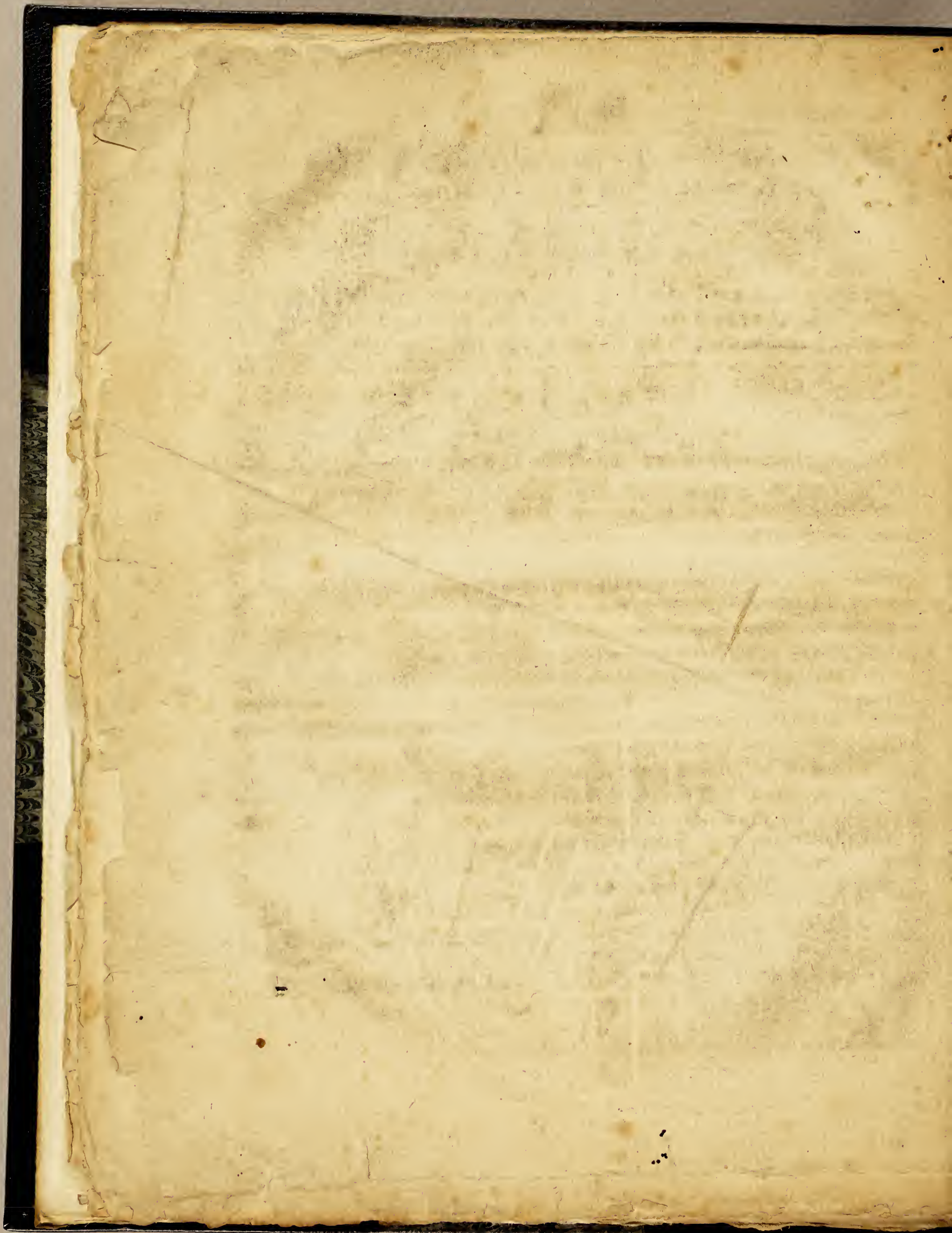
V O T E D, Two Townships to be laid out on *Kennebeck* River, one on each Side thereof ; and a Grant of One Hundred Acres of Land be made to each Family who will settle in either of said Towns ;

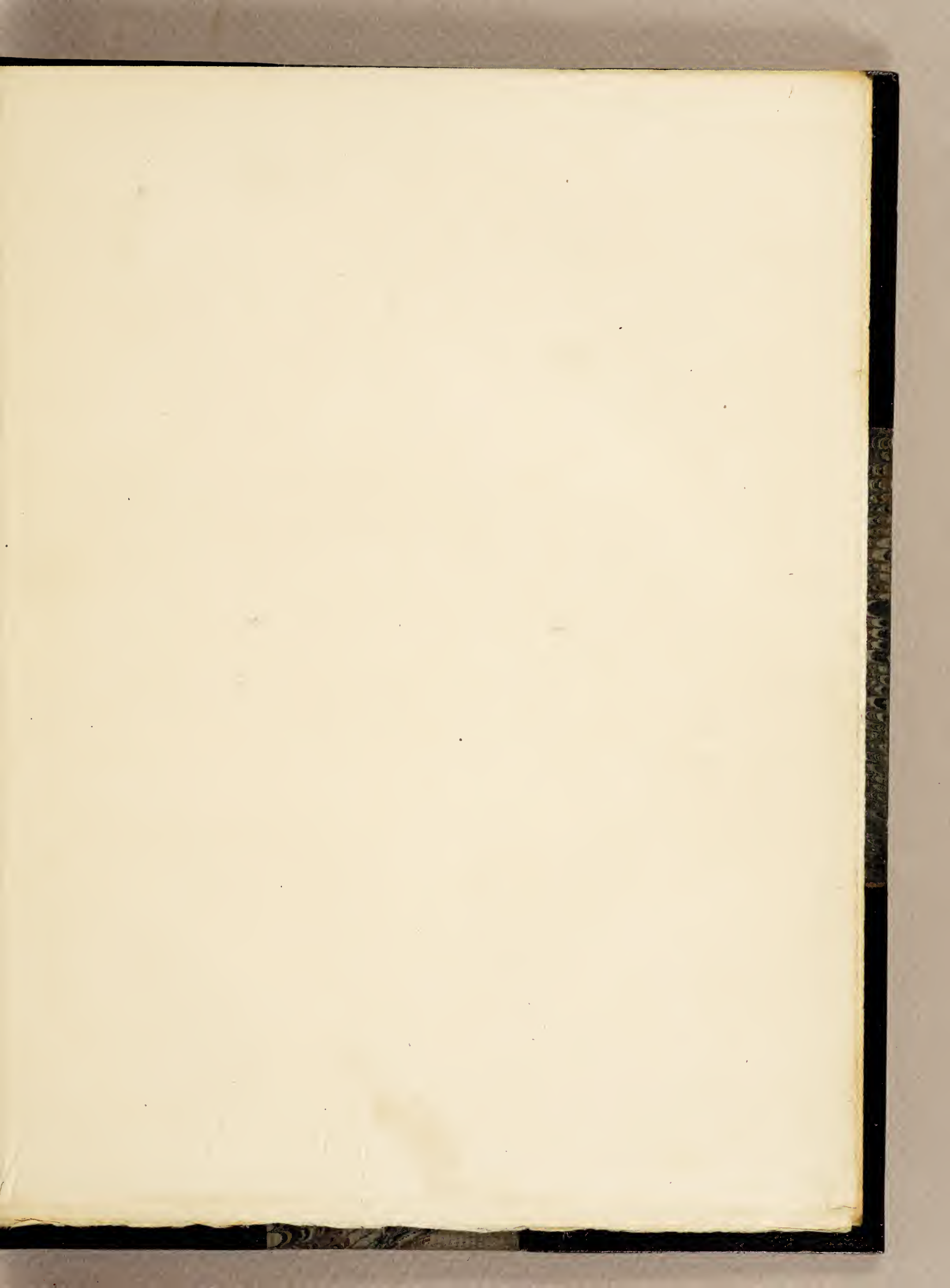
ANY Person or Persons inclining to settle may apply or send in their Names to *William Brattle*, Esq; of *Cambridge*, Capt. *Robert Temple* of *Charlestown*, *Jabez Fox*, Esq; of *Falmouth*, Mr. *William Bowdoin* of *Boston*, or the Clerk of said Proprietees, &c. And by whom the Plan and Manner of Settling will be shown to those who desire to settle, &c. The said Towns are to be laid out on said River where it is Navigable, &c.

per

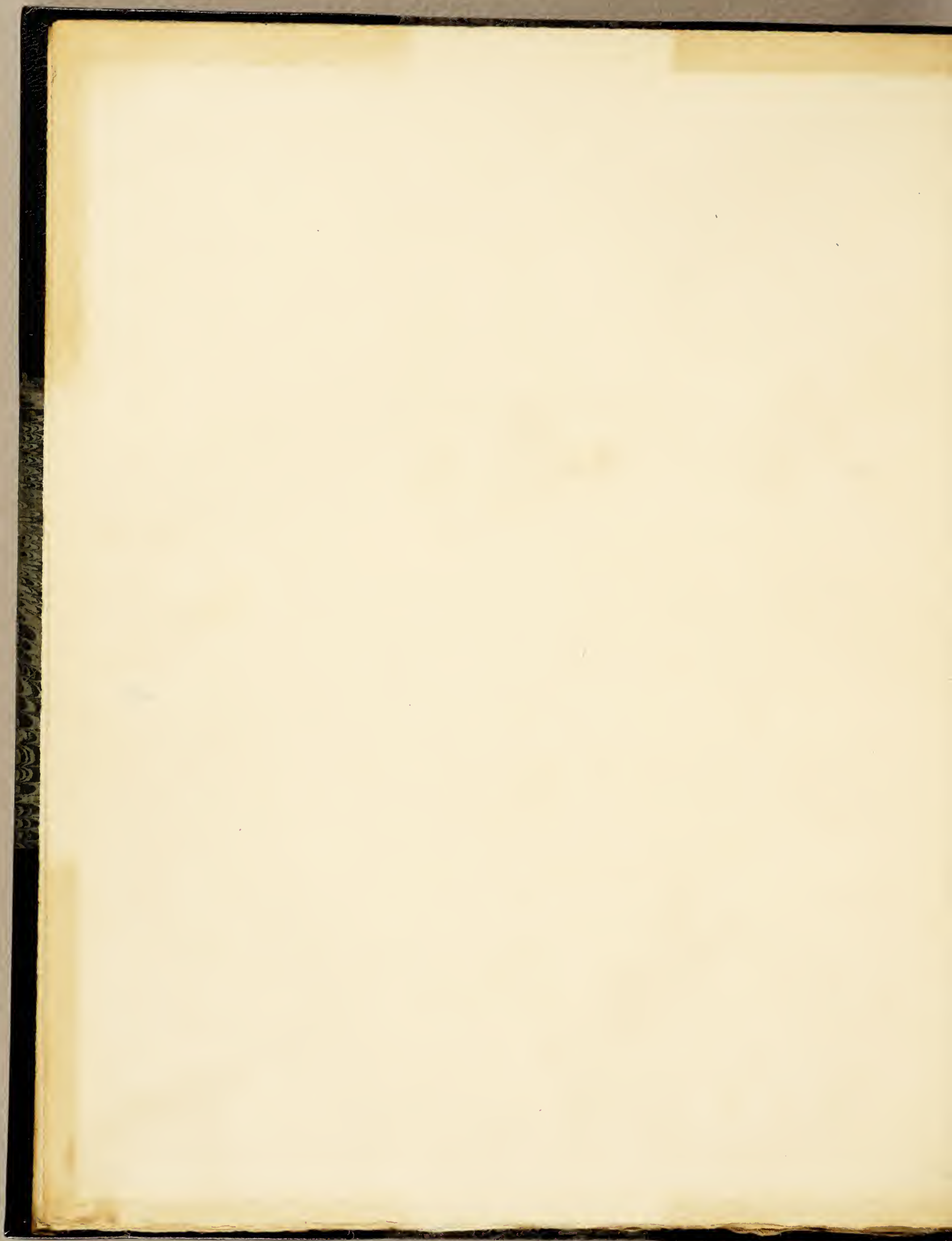
Samuel Goodwin,
Proprietors-Clerk.











D751
P738p

